

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION**

2950 SUMMER SWAN LAND  
TRUST, By: Blackrock Asset  
Management, LLC, as Trustee

Plaintiff,

v.

Case No: 2:21-cv-42-SPC-NPM

DEUTSCHE BANK NATIONAL  
TRUST COMPANY,

Defendant.

\_\_\_\_\_ /

**ORDER**<sup>1</sup>

Before the Court is Defendant's Unopposed Motion for Clarification. ([Doc. 61](#)). Defendant wants the Court to clarify either its judgment ([Doc. 43](#)) or Order quashing service ([Doc. 31](#)). This is necessary, says Defendant, so this Order can be recorded in public records to reflect that a judgment is void. The Court grants the Motion and will clarify its March 1, 2021, Order—which quashed Plaintiff's purported service in state court and rendered the default judgment there void. ([Doc. 31 at 12](#) ("Service is QUASHED and the default

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<sup>1</sup> Disclaimer: Documents hyperlinked to CM/ECF are subject to PACER fees. By using hyperlinks, the Court does not endorse, recommend, approve, or guarantee any third parties or the services or products they provide, nor does it have any agreements with them. The Court is also not responsible for a hyperlink's availability and functionality, and a failed hyperlink does not affect this Order.

entered against [Defendant] in state court is VACATED.”)). Given the parties’ agreement, the Court will use their requested language:

**Pursuant to the Order dated March 1, 2021, quashing service of process on Defendant, the Final Judgment After Default in the amount of \$1,323,156.00 recorded on December 17, 2020 as Instrument #2020-[14]007628 in the Official Records of Desoto County, Florida is VOID, INVALID and of NO FORCE AND EFFECT.**

(Doc. 61 at 4).

Accordingly, it is now

**ORDERED:**

1. Defendant’s Amended Unopposed Motion for Clarification of Judgment [Doc. 43] (Doc. 61) is **GRANTED** as explained above.
2. The default judgment recorded in Desoto County, Florida as Instrument #202014007628 is **VOID, INVALID**, and of **NO FORCE OR EFFECT**.

**DONE and ORDERED** in Fort Myers, Florida on September 9, 2021.

  
**SHERI POLSTER CHAPPELL**  
**UNITED STATES DISTRICT JUDGE**

Copies: All Parties of Record